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**MIDWEST FAMILY MUTUAL INSURANCE COMPANY**

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

ARIZONA CIVIL CONSTRUCTORS, INC., a  
Nevada corporation,

Plaintiff,

vs.

COLONY INSURANCE COMPANY; HDI  
GLOBAL SPECIALTY SE, fka INTERNATIONAL  
INSURANCE COMPANY OF HANNOVER SE;  
MIDWEST FAMILY MUTUAL INSURANCE  
COMPANY; DOES I-X, inclusive; and ROE  
CORPORATIONS I-X, inclusive,

Defendants.

CASE NO. 2:20-cv-00010-JAD-DJA

**[AMENDED] STIPULATION AND  
ORDER TO EXTEND ARIZONA  
CIVIL CONSTRUCTORS, INC.'S  
DEADLINE TO FILE REPLY IN  
SUPPORT OF ITS MOTION FOR  
DETERMINATION OF GOOD  
FAITH SETTLEMENT**

**FIRST REQUEST**

Pursuant to Local Rules 6-1 and 7-1, Defendant MIDWEST FAMILY MUTUAL INSURANCE COMPANY ("Midwest") and Plaintiff ARIZONA CIVIL CONSTRUCTORS, INC. ("ACC") (collectively, the "Parties"), by and through their respective attorneys of record, hereby submit this Amended Stipulation and Order pursuant to the Court's Minute Order [ECF No. 30], and stipulate as stated below.

///

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**STIPULATION**

1  
2 1. On April 10, 2020, ACC filed a Motion for Determination of Good Faith  
3 Settlement (ECF No. 19).

4 2. On April 23, 2020, the Parties and Defendant Colony Insurance Company  
5 (“Colony”) jointly filed a stipulation to extend the time for Midwest and Colony to respond to  
6 ACC’s Motion to May 25, 2020 (“First Stipulation”) (ECF No. 20). The Court granted the First  
7 Stipulation on April 27, 2020 (ECF No. 21).

8 3. Subsequently, on May 19, 2020, the Parties and Colony submitted a joint  
9 stipulation to further extend the time for Midwest and Colony to respond to ACC’s Motion from  
10 May 25, 2020 to June 8, 2020 (“Second Stipulation”) (ECF No. 22). The Court granted the  
11 Second Stipulation on May 20, 2020 (ECF No. 23).

12 4. On June 5, 2020, the Parties and Colony submitted a third joint stipulation to  
13 further extend the time for Midwest and Colony to respond to ACC’s Motion from June 8, 2020  
14 to June 19, 2020 (“Third Stipulation”) (ECF No. 24). The Third Stipulation was granted on June  
15 10, 2020 (ECF No. 25).

16 5. The First through Third Stipulations were made in light of negotiations between  
17 ACC and Defendants to resolve this matter.

18 6. On June 19, 2020, Midwest filed its Opposition to Plaintiff’s Motion (ECF No.  
19 27). ACC’s deadline to file a Reply in Support of its Motion (“Reply”) is June 26, 2020.

20 7. ACC requests add requests additional time to file its Reply up to and including  
21 July 27, 2020.<sup>1</sup> The reason for this extension is to conserve time and resources to allow ACC to  
22 file one comprehensive reply after Colony Insurance files its opposition on July 20, 2020.

23 8. Midwest does not oppose ACC’s requested extension.

24 9. Accordingly, ACC will file its reply on July 27, 2020.

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28 <sup>1</sup> ACC previously requested that it have until July 10 to file its reply. This new requested deadline takes into account the filing deadline for Defendant Colony Insurance’s Opposition to the pending motion.

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10. This stipulation is not made for purposes of delay.

DATED this 26th day of June 2020.

**GORDON REES SCULLY  
MANSUKHANI, LLP**

/s/ Dione C. Wrenn

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*Midwest Family Mutual Insurance Co.*

DATED this 26th day of June 2020.

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**ORDER**

**IT IS SO ORDERED**

  
UNITED STATES DISTRICT JUDGE

**DATED:** 6/29/2020